

LEGISLATURE OF THE STATE OF IDAHO
Sixty-first Legislature First Regular Session - 2011

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 43

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

RELATING TO THE MILITARY DIVISION; AMENDING SECTION 46-1103, IDAHO CODE, TO
PROVIDE THAT FOR CERTAIN PURPOSES MEMBERS OF THE IDAHO MILITARY SHALL BE
CONSIDERED TO BE IN A DUTY STATUS AT ALL TIMES.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 46-1103, Idaho Code, be, and the same is hereby
amended to read as follows:

46-1103. PERSONS SUBJECT TO THE CODE. The Idaho code of military justice applies to all members of the Idaho military not in federal service when they are in or lawfully ordered to be in a duty status and to all members of the military forces of any other state when in or ordered to be in a duty status while they are assigned or attached to any command within the Idaho military, unless jurisdiction has been exclusively reserved by the other state's general court-martial convening authority, and at any time any of the aforesaid members engage in activities which tend to bring discredit upon the Idaho national guard or disrupt the good order and discipline thereof. For purposes of section 46-1177, Idaho Code, members of the Idaho military shall be considered to be in a duty status at all times.